



**CALIFORNIA STATE
PUBLIC WORKS BOARD**

EDMUND G. BROWN JR. • GOVERNOR

915 L STREET ■ NINTH FLOOR ■ SACRAMENTO CA ■ 95814-3706 ■ (916) 445-9694

AGENDA WITH ANALYSIS

**NOTICE OF MEETING
STATE PUBLIC WORKS BOARD
Monday, June 13, 2016**

**The STATE PUBLIC WORKS BOARD will meet on
Monday, June 13, 2016, at 10:00 a.m. in
Room 113, CA State Capitol, Sacramento,
California.**

Departments with requests for preliminary plan approval are reminded to contact their respective capital outlay analyst for an appointment to review plans. Plan review should be scheduled either on the screening meeting date or before that date.

PLEASE NOTE: Departments with preliminary plans, after Department of Finance staff review, please offer a briefing to the Legislative Analyst's Office.

Attachment

Pursuant to section 11125 of the Government Code, notice of all Board meetings will be given at least ten days in advance and such notice must include a copy of the agenda. Members of the Public may address the Board prior to it taking action on any matter in the agenda.

This notice and the Board agenda for the current month are available on the Internet at: <http://www.spwb.ca.gov>.

Individuals who need disability-related accommodation, including auxiliary aids for effective participation at this public meeting are invited to make their requests and preferences known to Karessa Belben at (916) 445-9694 or e-mail to karessa.belben@dof.ca.gov five days prior to the meeting.

STATE PUBLIC WORKS BOARD

Monday
June 13, 2016
10:00 a.m.
Room 113

State Capitol
Sacramento, California

I.	Roll Call		
II.	Approval of minutes from the May 13, 2016 meeting		
III.	Consent Items	Page	3
IV.	Action Items	Page	5
V.	Other Business	Page	14
VI.	Reportables	Page	15

CONSENT ITEM

CONSENT ITEM—1

**DEPARTMENT OF STATE HOSPITALS (4440)
METROPOLITAN STATE HOSPITAL - FIRE ALARM SYSTEM UPGRADE
LOS ANGELES COUNTY**

*Authority: Chapter 20, Statutes of 2013, Item 4440-301-0001(1)
Chapter 25, Statutes of 2014, Item 4440-301-0001(3)
Chapters 10 and 11, Statutes of 2015, Item 4440-301-0001(2)*

Consider recognizing a scope change

CONSENT ITEM

STAFF ANALYSIS ITEM—1

Department of State Hospitals
Metropolitan State Hospital- Fire Alarm System Upgrade
Los Angeles County

Action requested

If approved, the requested action would recognize a scope change.

Scope Description

This project is not within scope. The current approved scope includes upgrades to the existing Notifier Fire Alarm Systems in four psychiatric patient housing units and a new central monitoring system located in the Hospital Police Dispatch.

DSH is requesting a scope change to remove one of the four housing units, the Clinical Treatment Building – East (CTE), after completion of working drawings because updated estimates show a 22 percent increase in construction. This is primarily because of an increased revised cost estimate, longer construction duration, and recognition of a more complex project than originally envisioned.

Removing this building will allow the project to proceed on schedule. This project was originally planned to phase the buildings at different times with the CTE being last; DSH may request proceeding with the upgrades for the CTE in a future budget.

On May 19, 2016, the Department of Finance notified the chairs of the Joint Legislative Budget, the Senate Appropriations, and Assembly Appropriations Committees of its intent to approve the scope change of this project and to recommend the Board recognize it no sooner than 20 days from that date.

Funding and Cost Verification

This project is within cost. Authorized project costs total \$8,979,000 General Fund. The 2013 Budget Act appropriated \$633,000 for preliminary plans and the 2014 Budget Act appropriated \$712,000 for working drawings for this project. The construction phase is estimated to be 24 months and \$7,634,000 was appropriated in the 2015 Budget Act. Should the scope change be approved, the removal of the CTE will leave the project with \$747,000 in estimated savings.

\$ 8,979,000	Total authorized project cost
\$ 8,232,000	Total estimated project cost
\$ 1,345,000	Project costs previously allocated: \$633,000 preliminary plans and \$712,000 working drawings
\$ 6,887,000	Project costs to be allocated: \$6,887,000 construction (\$4,982,000 contract, \$349,000 contingency, \$684,000 A&E, and \$872,000 other project costs)
\$ 747,000	Project cost adjustments: a decrease of \$747,000 construction (\$625,000 contract, \$44,000 contingency, and \$100,000 other project costs and an increase of \$22,000 A&E)

CEQA

A Notice of Exemption was filed with the State Clearinghouse on August 26, 2014, and the 35-day statute of limitations expired without challenge.

Real Estate Due Diligence

A Summary of Conditions Letter for this campus was completed on March 23, 2015, and no issues that would adversely affect the beneficial use and quiet enjoyment of the project were identified.

Project Schedule

Approve preliminary plans	April 2015
Complete working drawings	June 2016
Start construction	November 2016
Complete construction	October 2018

Staff Recommendation: **Recognize a scope change.**

ACTION ITEMS

ACTION ITEM—1

**HIGH SPEED RAIL AUTHORITY (2665)
INITIAL OPERATING SEGMENT, SECTION 1
MADERA AND FRESNO COUNTIES**

Authority: Chapter 152, Statutes of 2012, Item 2665-306-0890 (1)
Chapter 152, Statutes of 2012, Item 2665-306-6043 (1)
Chapter 25, Statutes of 2014, Item 2665-306-3228 (1)
Section 39719(b)(2) of the Health and Safety Code
Section 39719.1 of the Health and Safety Code

Consider authorizing site selection of 35 assessor's parcels or described properties in full or in part.

Madera County	
Avenue 19 to Avenue 17	
High Speed Rail Authority Number	Assessor's Parcel Number or Property Description
MF-20-9536	Canal adjacent to Pickfair Way and APN 032-440-002
MF-20-1133	036-061-004
MF-20-1153	036-240-015
MF-20-1156	032-422-002
MF-20-1157	032-020-002
MF-20-1161	032-020-003
MF-20-1162	036-231-013
MF-20-1163	036-231-012
MF-20-1164	032-020-004
MF-20-1165	036-231-011
MF-20-1166	036-231-010
MF-20-1167	032-020-005
MF-20-1185	036-274-006
MF-20-1187	031-181-004
MF-20-1205	036-140-036
MF-20-1206	037-010-007
MF-20-1211	037-010-022
MF-20-1212	037-010-023
MF-20-1213	037-010-024

Action Item 1 Continued	
High Speed Rail Authority Number	Assessor's Parcel Number or Property Description
MF-20-1221	037-020-003
MF-20-1229	031-240-015
MF-20-1229	031-240-016
MF-20-1233	029-230-006
MF-20-1234	031-240-024
MF-20-1235	Easterly half of Road 26 from adjacent to APN 036-021-005 to the BNSF rail crossing by APN 036-062-005
MF-20-1236	Easterly half of Road 26 from the BNSF rail crossing by APN 036-240-020 to adjacent to APN 036-231-010
MF-20-1237	BNSF rail crossing at Road 26
MF-20-1238	BNSF rail crossing at Road 27
MF-20-1239	BNSF rail crossing at Avenue 17
MF-20-9530	Westerly half of Road 26 from adjacent to APN 029-220-014 to the BNSF rail crossing by APN 036-011-013
MF-20-9531	El Vado Drive between Hanover Drive and Road 26 and adjacent to APN 032-011-010 and the westerly half of Road 26 from the BNSF rail crossing by APN 032-011-010 to Avenue 18 1/2 by APN 032-020-002
MF-20-9532	Easterly Half of Road 27 from adjacent to APN 031-181-004 to the BNSF rail crossing by APN 036-280-016
MF-20-9533	Road 27 from the BNSF rail crossing by APN 036-140-030 to adjacent to APN 037-010-007
Madera County - South of Avenue 17	
MF-20-1050	BNSF adjacent to APN 035-232-003
Fresno County	
FB-10-0205	480-010-07U

ACTION ITEMS

STAFF ANALYSIS ITEM—1

High Speed Rail Authority
Initial Operating Segment, Section 1
Madera and Fresno Counties

Action Requested

If approved, the requested action would authorize site selection of 35 assessor's parcels or described properties in full or in part.

Scope Description

This project is within scope. The Initial Operating Segment, Section 1 (IOS-1) is expected to be approximately 120 miles starting from Madera and extending southward almost to Bakersfield. This initial section includes the realignment of Highway 99 in Fresno and relocation of railroad lines, the construction of bridges over the San Joaquin and Fresno Rivers as well as other waterways, several dozen grade separations, multiple viaducts and trenches, and the acquisition of approximately 1,400 parcels. The IOS-1 is the first construction phase of the High Speed Train System (HSTS). The HSTS consists of Phase 1, which would provide 520 miles of the HSTS extending from San Francisco to Los Angeles/Anaheim, and Phase 2, which would extend the system to Sacramento and San Diego.

Funding and Cost Verification

This project is within cost. Chapter 152, Statutes of 2012, appropriated \$5.850 billion (\$2.609 billion High Speed Passenger Train Fund and \$3.241 billion federal funds) and Chapter 25, Statutes of 2014 provided an additional \$191.4 million Greenhouse Gas Reduction Fund for the IOS-1. In addition, Health and Safety Code section 39719 (b)(2) appropriates 25 percent of the annual proceeds of the Greenhouse Gas Reduction Fund for the Phase I Blended System and Health and Safety Code section 39719.1 authorizes repayment of a \$400 million General Fund loan from the Greenhouse Gas Reduction Fund for the Phase I Blended System. The IOS-1 is a component of the Phase I Blended System.

Background

To date, the Board has site-selected approximately 1,400 parcels comprising approximately 120 miles from Madera to near Bakersfield. This total does not reflect properties associated with Right-of-Way transfer agreements with local government.

Site selection of 33 of the 35 properties listed in this item, including six roadway properties and three Burlington Northern Santa Fe (BNSF) railroad crossings, is related to the extension of the northern terminus of the IOS-1 from Avenue 17 to Avenue 19, within Madera County. On March 8, 2016, The High Speed Rail Authority Board approved a Resolution to extend the design-build contract to Avenue 19. The other two properties, one in Madera County and one in Fresno County, are located on the existing BNSF rail line. Temporary construction easements are necessary at these properties for the construction of the HSTS (Madera County) and the Church Street grade separation (Fresno County)

For these properties, the CEQA and NEPA processes were completed in 2012 (Madera County parcels) and 2014 (Fresno County parcel). Consistent with corridor based projects, minimal real estate due diligence has occurred to date as the alignment determines which properties must be acquired and any abatement or title issues will be resolved during or shortly after acquisition.

Staff Recommendation: **Authorize site selection of 35 assessor's parcels or described properties in full or in part.**

ACTION ITEMS

ACTION ITEM—2

**HIGH SPEED RAIL AUTHORITY (2665)
INITIAL OPERATING SEGMENT, SECTION 1
FRESNO COUNTY**

*Authority: Chapter 152, Statutes of 2012, Item 2665-306-0890 (1)
Chapter 152, Statutes of 2012, Item 2665-306-6043 (1)
Chapter 25, Statutes of 2014, Item 2665-306-3228 (1)
Section 39719(b)(2) of the Health and Safety Code
Section 39719.1 of the Health and Safety Code
Section 15854 of the Government Code*

Consider rescinding the following Resolution of Necessity (RON) authorizing the use of eminent domain to acquire the following property:

**RON 2014-0025, adopted June 15, 2015
Gabrielian Property (Fresno County)
Authority Parcel Numbers: FB-10-0102-1, FB-10-0102-2, FB-10-0102-3,
FB-10-0102-4, FB-10-0606-1, and FB-10-0606-2
Assessor Parcel Numbers: 458-250-25 and 458-250-27**

ACTION ITEMS

STAFF ANALYSIS ITEM—2

High Speed Rail Authority
Initial Operating Segment, Section 1
Fresno County

Action Requested

If approved, the requested action would rescind RON 2014-0025 authorizing the use of eminent domain to acquire the Gabrielian Property in Fresno County.

On June 15, 2015, the Board adopted Resolution of Necessity 2014-0025, authorizing the use of eminent domain to acquire a portion of the Gabrielian property. Since that time, there have been design changes that modified the easement areas, requiring the Board to rescind the original RON, and to adopt a new RON that encompasses the modified acquisition area.

Staff Recommendation: Approve the rescission of Resolution of Necessity 2014-0025, authorizing the use of eminent domain to acquire the Gabrielian property in Fresno County.

ACTION ITEMS

ACTION ITEM—3

**HIGH SPEED RAIL AUTHORITY (2665)
INITIAL OPERATING SEGMENT, SECTION 1
MADERA, FRESNO, KINGS, TULARE AND KERN COUNTIES**

*Authority: Chapter 152, Statutes of 2012, Item 2665-306-0890 (1)
Chapter 152, Statutes of 2012, Item 2665-306-6043 (1)
Chapter 25, Statutes of 2014, Item 2665-306-3228 (1)
Section 39719(b)(2) of the Health and Safety Code
Section 39719.1 of the Health and Safety Code
Section 15854 of the Government Code*

Consider the adoption of Resolutions of Necessity authorizing the use of eminent domain to acquire the following properties:

- 1. Carter Property (Fresno County)**
Authority Parcel Numbers: FB-10-0460-1 and FB-10-0460-2
Assessor Parcel Number: 056-030-24S
- 2. Barbiero Property (Kings County)**
Authority Parcel Number: FB-16-0178-1
Assessor Parcel Number: 016-130-041
- 3. Fresno Rescue Mission Property (Fresno County)**
Authority Parcel Numbers: FB-10-0175-1, FB-10-0175-03-01, and FB-10-0176-1
Assessor Parcel Numbers: 467-020-17 and 467-020-18
- 4. Campos Property (Kern County)**
Authority Parcel Numbers: FB-15-0177-1, FB-15-0177-2, FB-15-0177-01-01, FB-15-0177-02-01, FB-15-0177-03-01, and FB-15-0177-04-01
Assessor Parcel Numbers: 030-441-02 and 030-441-09
- 5. Rodriguez Property (Madera County)**
Authority Parcel Numbers: MF-20-0954-2, MF-20-0954-3, and MF-20-0954-4
Assessor Parcel Number: 035-162-024
- 6. Bonesteel Property (Tulare County)**
Authority Parcel Numbers: FB-54-0658-1 and FB-54-0658-01-01
Assessor Parcel Number: 333-130-006
- 7. Gabrielian Property (Fresno County)**
Authority Parcel Numbers: FB-10-0102-1, FB-10-0102-2, FB-10-0102-3, FB-10-0102-4, FB-10-0102-5, and FB-10-0606-1
Assessor Parcel Numbers: 458-250-25 and 458-250-27

8. **Calaveras Materials Property (Fresno County)**

Authority Parcel Numbers: FB-10-0094-1, FB-10-0094-2, FB-10-0094-3, FB-10-0094-3A, and FB-10-0094-4

Assessor Parcel Number: 458-240-30

9. **Curran Family Property (Madera County)**

Authority Parcel Numbers: MF-20-1038-1, MF-20-1046-1, MF-20-1047-1, and MF-20-1048-1

Assessor Parcel Numbers: 034-210-049, 035-232-003, 035-232-002, and 035-211-006

ACTION ITEMS

STAFF ANALYSIS ITEM—3

High Speed Rail Authority
Initial Operating Segment, Section 1
Madera, Fresno, Kings, Tulare and Kern Counties

Action Requested

Adopt nine Resolutions of Necessity authorizing the use of eminent domain to acquire properties in Madera, Fresno, Kings, Tulare and Kern counties, totaling approximately 25.5 acres.

Scope Description

This project is within scope. The Initial Operating Segment, Section 1 (IOS-1) is expected to be approximately 120 miles starting from Madera and extending southward almost to Bakersfield. This initial section includes the realignment of Highway 99 in Fresno and relocation of railroad lines, the construction of bridges over the San Joaquin and Fresno Rivers as well as other waterways, several dozen grade separations, multiple viaducts and trenches, and the acquisition of approximately 1,400 parcels. The IOS-1 is the first construction phase of the High Speed Train System (HSTS). The HSTS consists of Phase 1, which would provide 520 miles of the HSTS extending from San Francisco to Los Angeles/Anaheim, and Phase 2, which would extend the system to Sacramento and San Diego.

Funding and Cost Verification

This project is within cost. Chapter 152, Statutes of 2012, appropriated \$5.850 billion (\$2.609 billion High Speed Passenger Train Fund and \$3.241 billion federal funds) and Chapter 25, Statutes of 2014 provided an additional \$191.4 million Greenhouse Gas Reduction Fund for the IOS-1. In addition, Health and Safety Code section 39719 (b)(2) appropriates 25 percent of the annual proceeds of the Greenhouse Gas Reduction Fund for the Phase I Blended System and Health and Safety Code section 39719.1 authorizes repayment of a \$400 million General Fund loan from the Greenhouse Gas Reduction Fund for the Phase I Blended System. The IOS-1 is a component of the Phase I Blended System.

Background

In order to adopt a Resolution of Necessity that is required to initiate the eminent domain proceedings, the Board must consider that the following conditions have been met:

- (A) The public interest and necessity require the project;
- (B) The project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury;
- (C) The property sought to be acquired is necessary for the project; and,
- (D) The offer required by Government Code section 7267.2 has been made to the owner or owners of record.

In 2008 the voters of California approved Proposition 1a, authorizing monies from the High-Speed Passenger Train Bond fund in support of this Project. In 2009 and 2010 the federal government approved funds in support of the portion of this Project extending from San Francisco to Anaheim, and in 2012 and 2014, through Chapter 152, Statutes of 2012 and Chapter 25, Statutes of 2014, the Legislature appropriated funds for the acquisition and design-build phases of the IOS-1 of the Project, extending from Madera to just north of Bakersfield.

The Property Acquisition Law, commencing with section 15850 of the Government Code, authorizes the Board to select and acquire in the name of the State of California (State) with the consent of the State agency concerned, the fee or any lesser right or interest in any real property necessary for any State purpose or function. This law also authorizes the Board to acquire property by condemnation, in the manner provided for in Title 7 (commencing at section 1230.010) of Part 3 of the Code of Civil Procedure.

Each of the properties is within the right of way for IOS-1 and was site selected at previous Board meetings. The site selections took place after an environmental review process where it was determined that any alternative alignment would include the selected parcels, or where a preferred alignment had already been approved by both the High Speed Rail Authority Board and the Federal Railroad Administration. Acquisition of these properties will allow the High Speed Rail Authority to move forward with construction of the HSTS.

Between September 2013 and April 2016, the various owners were provided with a first written offer to purchase the subject property, as required by Government Code section 7267.2. Negotiations to acquire the properties are continuing; however, in order to keep the project on schedule, the adoption of Resolutions of Necessity to authorize the use of eminent domain is required.

On May 24, 2016 and May 25, 2016, Notices of Intent to adopt a Resolution of Necessity were mailed to the respective property owners. These notices were sent in accordance with Code of Civil Procedure section 1245.235.

Property Specific Information:

1. Carter Property (Fresno County)

Authority Parcel Numbers: FB-10-0460-1 and FB-10-0460-2

Assessor Parcel Number: 056-030-24S

Partial Acquisition: 2.52 acres total (1.67 acres in fee and 0.85 acre in easement)

This property will be needed for the construction of the E. Davis Avenue grade separation.

2. Barbiero Property (Kings County)

Authority Parcel Number: FB-16-0178-1

Assessor Parcel Number: 016-130-041

Partial Acquisition: 0.23 acre total (0.01 acre in fee and 0.02 acre in easement)

This property will be needed for the Houston Avenue grade separation.

3. Fresno Rescue Mission Property (Fresno County)

Authority Parcel Numbers: FB-10-0175-1, FB-10-0175-03-01, and FB-10-0176-1

Assessor Parcel Numbers: 467-020-17 and 467-020-18

Partial Acquisition: 1.50 acres in fee

This property will be needed for the construction of the HSTS between Ventura Avenue and State Route 41.

4. Campos Property (Kern County)

Authority Parcel Numbers: FB-15-0177-1, FB-15-0177-2, FB-15-0177-01-01, FB-15-0177-02-01, FB-15-0177-03-01, and FB-15-0177-04-01

Assessor Parcel Numbers: 030-441-02 and 030-441-09

Full Acquisition: 0.64 acre in fee

This property will be needed for the construction of the HSTS between Poso Drive and 16th Street.

5. Rodriguez Property (Madera County)

Authority Parcel Numbers: MF-20-0954-2, MF-20-0954-3, and MF-20-0954-4

Assessor Parcel Number: 035-162-024

Partial Acquisition: 0.10 acre in fee

This property will be needed for the realignment of Road 29 to reconnect to the Avenue 15 ½ grade separation.

6. Bonesteel Property (Tulare County)

Authority Parcel Numbers: FB-54-0658-1 and FB-54-0658-01-01

Assessor Parcel Number: 333-130-006

Partial Acquisition: 8.49 acres in fee

This property will be needed for the construction of the HSTS between Avenue 56 and Avenue 24.

7. Gabrielian Property (Fresno County)

Authority Parcel Numbers: FB-10-0102-1, FB-10-0102-2, FB-10-0102-3, FB-10-0102-4, FB-10-0102-5, and FB-10-0606-1

Assessor Parcel Numbers: 458-250-25 and 458-250-27

Partial Acquisition: 1.22 acres in easement

This property will be needed for the construction of sewer/drain and natural gas infrastructure in the vicinity of State Route 180 and G Street.

8. Calaveras Materials Property (Fresno County)

Authority Parcel Numbers: FB-10-0094-1, FB-10-0094-2, FB-10-0094-3, FB-10-0094-3A, and FB-10-0094-4

Assessor Parcel Number: 458-240-30

Partial Acquisition: 1.39 acres total (0.95 acre in fee, 0.44 acre in easement)

This property will be needed for the construction of the HSTS between N. Thorne Avenue and SR 180.

9. Curran Family Property (Madera County)

Authority Parcel Numbers: MF-20-1038-1, MF-20-1046-1, MF-20-1047-1, and MF-20-1048-1

Assessor Parcel Numbers: 034-210-049, 035-232-003, 035-232-002, and 035-211-006

Partial Acquisition: 9.43 acres in fee

This property will be needed to acquire underlying rights for the portion of Avenue 13 that lies under the rail line, and to construct an access road adjacent to both Avenue 15 and the HSTS to provide access to radio towers necessary for the project.

Staff Recommendation: Adopt nine Resolutions of Necessity authorizing the use of eminent domain to acquire properties totaling approximately 25.5 acres.

OTHER BUSINESS

NONE